



This document is scheduled to be published in the Federal Register on 12/10/2013 and available online at <http://federalregister.gov/a/2013-29406>, and on [FDsys.gov](http://FDsys.gov)

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

[Docket No. NHTSA-2013-0136]

Decision that Certain Nonconforming Motor Vehicles  
are Eligible for Importation

**AGENCY:** National Highway Traffic Safety Administration.

**ACTION:** Grant of Petitions.

**SUMMARY:** This document announces decisions by NHTSA that certain motor vehicles not originally manufactured to comply with all applicable Federal Motor Vehicle Safety Standards (FMVSS) are eligible for importation into the United States because they are substantially similar to vehicles originally manufactured for sale in the United States and certified by their manufacturers as complying with the safety standards, and they are capable of being readily altered to conform to the standards or because they have safety features that comply with, or are capable of being altered to comply with, all applicable FMVSS.

**DATES:** These decisions became effective on the dates specified in Annex A.

**ADDRESSES:** For further information contact Mr. Coleman Sachs, Office of Vehicle Safety Compliance, NHTSA (202-366-3151).

**SUPPLEMENTARY INFORMATION:**Background

Under 49 U.S.C. 30141(a)(1)(A), a motor vehicle that was not originally manufactured to conform to all applicable FMVSS shall be refused admission into the United States unless NHTSA has decided that the motor vehicle is substantially similar to a motor vehicle originally manufactured for importation into and/or sale in the United States, certified under 49 U.S.C. 30115, and of the same model year as the model of the motor vehicle to be compared, and is capable of being readily altered to conform to all applicable FMVSS.

Where there is no substantially similar U.S.-certified motor vehicle, 49 U.S.C. 30141(a)(1)(B) permits a nonconforming motor vehicle to be admitted into the United States if its safety features comply with, or are capable of being altered to comply with, all applicable FMVSS based on destructive test data or such other evidence as NHTSA decides to be adequate.

Petitions for eligibility decisions may be submitted by either manufacturers or importers who have registered with NHTSA pursuant to 49 CFR part 592. As specified in 49 CFR 593.7, NHTSA publishes notice in the Federal Register of each petition that it receives, and affords interested persons an

opportunity to comment on the petition. At the close of the comment period, NHTSA decides, on the basis of the petition and any comments that it has received, whether the vehicle is eligible for importation. The agency then publishes this decision in the Federal Register.

NHTSA received petitions from registered importers to decide whether the vehicles listed in Annex A to this notice are eligible for importation into the United States. To afford an opportunity for public comment, NHTSA published notice of these petitions as specified in Annex A. The reader is referred to those notices for a thorough description of the petitions.

**COMMENTS:** No substantive comments were received in response to the petitions identified in Appendix A.

**NHTSA DECISION:** Accordingly, on the basis of the foregoing, NHTSA hereby decides that each motor vehicle listed in Annex A to this notice, which was not originally manufactured to comply with all applicable FMVSS, is either substantially similar to a motor vehicle manufactured for importation into and/or sale in the United States, and certified under 49 U.S.C. 30115, as specified in Annex A, and is capable of being readily altered to conform to all applicable FMVSS or has safety features that

comply with, or are capable of being altered to comply with, all applicable Federal Motor Vehicle Safety Standards.

**VEHICLE ELIGIBILITY NUMBER FOR SUBJECT VEHICLES:** The importer of a vehicle admissible under any final decision must indicate on the form HS-7 accompanying entry the appropriate vehicle eligibility number indicating that the vehicle is eligible for entry. Vehicle eligibility numbers assigned to vehicles admissible under this decision are specified in Annex A.

Authority: 49 U.S.C. 30141(a)(1)(A), (a)(1)(B) and (b)(1); 49 CFR 593.7; delegations of authority at 49 CFR 1.50 and 501.7.

Issued on: December 4, 2013.

---

Claude H. Harris, Director,  
Office of Vehicle Safety Compliance.

## ANNEX A

NONCONFORMING MOTOR VEHICLES DECIDED TO BE  
ELIGIBLE FOR IMPORTATION

## 1. Docket No. NHTSA-2013-0033

Nonconforming Vehicles: 1996 Chevrolet Impala Passenger Cars

Substantially Similar U.S. Certified Vehicles: 1996 Chevrolet Impala Passenger Cars

Notice of Petition  
Published at: 78 FR 45997 (July 30, 2013)

Vehicle Eligibility Number: VSP-561  
(effective date September 12, 2013)

## 2. Docket No. NHTSA-2013-0020

Nonconforming Vehicles: 2005 Jaguar XKR Passenger Cars

Substantially Similar U.S. Certified Vehicles: 2005 Jaguar XKR Passenger Cars

Notice of Petition  
Published at: 78 FR 45999 (July 30, 2013)

Vehicle Eligibility Number: VSP-560  
(effective date September 12, 2013)

3. Docket No. NHTSA-2013-0034

Nonconforming Vehicles: 2004 BMW 760i Passenger Cars

Substantially Similar U.S. Certified Vehicles: 2004 BMW 760i Passenger Cars

Notice of Petition

Published at: 78 FR 44621 (July 24, 2013)

Vehicle Eligibility Number: VSP-559  
(effective date September 6, 2013)

4. Docket No. NHTSA-2013-0059, NHTSA-2013-0032

Nonconforming Vehicles: 2005, 2006 Mercedes-Benz SLR Passenger Cars (Manufactured Prior to September 1, 2006)

Substantially Similar U.S. Certified Vehicles: 2005, 2006 Mercedes-Benz SLR Passenger Cars (Manufactured Prior to September 1, 2006)

Notice of Petition

Published at: 78 FR 38442 (June 26, 2013)

Vehicle Eligibility Number: VSP-558  
(effective date August 2, 2013)

5. Docket No. NHTSA-2013-0062

Nonconforming Vehicles: 2002 BMW R1100 S Motorcycles

Substantially Similar U.S. Certified Vehicles: 2002 BMW R1100 S Motorcycles

Notice of Petition

Published at: 78 FR 29811 (May 21, 2013)

Vehicle Eligibility Number: VSP-557  
(effective date July 26, 2013)

6. Docket No. NHTSA-2013-0061

Nonconforming Vehicles: 2003 BMW K1200 GT Motorcycles

Substantially Similar U.S. Certified Vehicles: 2003 BMW K1200 GT Motorcycles

Notice of Petition

Published at: 78 FR 29810 (May 21, 2013)

Vehicle Eligibility Number: VSP-556  
(effective date July 26, 2013)

7. Docket No. NHTSA-2013-0037, NHTSA-2013-0032

Nonconforming Vehicles: 2005, 2006, 2007 Alpine B5 Series Passenger Cars (Manufactured Prior to September 1, 2006)

Because there are no substantially similar U.S. - certified version 2005, 2006, 2007 Alpine B5 Series Passenger Cars (Manufactured Prior to September 1, 2006) the petitioner sought import eligibility under 49 U.S.C. 30141(a)(1)(B).

Notice of Petition

Published at: 78 FR 30961 (May 23, 2013)

Vehicle Eligibility Number: VCP-53  
(effective date July 26, 2013)

8. Docket No. NHTSA-2013-0064

Nonconforming Vehicles: 1988-1996 Alpine B10 Series  
Passenger Cars

Because there are no substantially similar U.S. -  
certified version 1988-1996 Alpine B10 Series Passenger  
Cars the petitioner sought import eligibility under 49  
U.S.C. 30141(a)(1)(B).

Notice of Petition

Published at: 78 FR 59092 (September 25, 2013)

Vehicle Eligibility Number: VCP-54  
(effective date November 14, 2013)

Billing Code: 4910-59-P

[FR Doc. 2013-29406 Filed 12/09/2013 at 8:45 am; Publication  
Date: 12/10/2013]